

REMARKS

Applicant has considered the outstanding official action. It is respectfully submitted that the claims are directed to patentable subject matter as set forth below.

The drawings are objected to under 37 C.F.R. §1.83(a) as not showing every feature as claimed, i.e., selected frames of a cartoon strip arranged to form a completed strip and selected images arranged to form a completed product, as claimed in claims 3 and 7.

Applicant submits herewith proposed Figures 3 and 4 to illustrate the embodiments referred to by the Examiner. Figures 3 and 4 are similar to Figure 2 and use like reference numbers therewith. Figures 3 and 4 illustrate the claimed and described subject matter. No new matter has been added. The specification has been amended to refer to Figures 3 and 4 within the description. Acceptance of proposed Figures 3 and 4 and withdrawal of the objection is respectfully requested.

Claims 1 and 2 are rejected under 35 U.S.C. §102(b) over U.S. Patent No. 4,428,582 (Smith). Applicant respectfully submits that Smith does not teach each and every element of the claimed invention.

More specifically, Smith describes a collection of cards which have an alphabet letter indicia on one side of

the cards and a number drawn from a fixed set of numbers on the other side of the cards (column 1, lines 44-48). The total number of cards in a deck is 130, which can be decreased by removing certain numbers (column 2, lines 18-27).

The claimed invention includes a pack of playing cards with conventional playing card markings on one side of the cards and markings of a different kind on the other side of the cards which enable formation of a different type of set based on these markings.

Accordingly, Smith does not teach a set of cards having conventional playing card markings on one side of the cards. The specification of Smith describes numerous games at columns 2-14 which can be played with the lettered and numbered cards disclosed. However, none of these games allow for the cards to be used as a normal pack of cards. Thus, Smith does not teach each and every element of the claimed invention and therefore does not anticipate the claimed invention within the meaning of 35 U.S.C. §102. Withdrawal of the §102 rejection is respectfully requested.

Claims 1-2 are also rejected under 35 U.S.C. §102(b) over U.S. Patent No. 1,357,166 (Hart). Applicant respectfully traverses this rejection.

Hart teaches a set of cards with six suits numbered and including face cards of political figures.

These, however, are described and shown only with respect to one side of the cards. The backs of the cards are not shown or described with respect to the cards and, thus, it must be considered that such are the traditional common backing which provides no indication of what is on the other side of the card and is simply decorative in itself. (See page 1, lines 35-39 and Figures 1-6). To the extent there is any suggestion in Hart as to the backings on the cards, such is at page 2, lines 56-57, wherein it is stated that the cards are applicable for playing games according to the rules of Hoyle. Hoyle is the long known rule book for playing conventional card games with a standard card deck of 52 with game pieces on one side of the cards and a common backing on the other side of the cards.

Thus, Hart does not anticipate the claimed invention since Hart does not teach each and every element of the claimed invention. Accordingly, withdrawal of the §102 rejection based on Hart is respectfully requested.

Claims 3-7 are rejected under 35 U.S.C. §103(a) over Smith in view of U.S. Patent No. 4,050,698 (Brown).

Initially applicant notes that claims 5 and 6 directed to rules for the claimed apparatus have been canceled since the Examiner states that such do not add limitations to the apparatus as claimed. As to claims 3-4

and 7, applicant submits that such are patentably distinct from the combination of Smith and Brown.

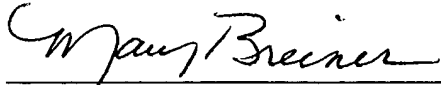
More specifically, Smith as set forth above does not disclose any backings to the cards and thus it must be that such are the traditional common backings of a conventional deck of cards. Brown states at column 2, lines 41-43, that the "back faces of each card (not shown) may be of uniform markings or else marked with distinctive patterns". Thus Brown has identical backings also. As shown in the figures of Brown, the portions of the animals and the card numbers and suits are all on the same side of the cards, i.e., the face side. There is no suggestion in Brown to disassociate the picture portions from the standard playing cards. Thus there is no reason to combine Smith with Brown since each provides numbers and suits on the same side of a card. The claimed invention, therefore, is not provided by the combination of Smith and Brown. Thus, the claims are not rendered obvious within the meaning of 35 U.S.C. §103. Withdrawal of the §103 rejection is respectfully requested.

Reconsideration and allowance of the application is respectfully urged.

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Respectfully submitted,

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Attachments — Proposed Figures 3 and 4